1950 K **File No.** Preventive Detention II | 50 (N)

Legal Dept-

B **BRANCH**

Subject:— Notifications under the Preventive Detention Act 1950

P.D. TC E

File No. Preventive Detention II | 50 (N)

Gen. 194 e

374- B

Legal Department.

The Order at page 5 ante appears to be in order.

The draft Order refers to H.D. Order No. S.D. III/671-XXII-B dated the 26th February 1950, which was issued on the very day the Preventive Detention Act, 1950, was passed when it was not possible to specify the exact provision of the Act under which the Order could be issued. As the exact provision of the Act under which an Order on the lines of the Bombay Conditions of Detention Order, 1948, can be made is contained in section 4 of the Act, it will now be desirable to reissue the Conditions of Detention Order under section 4 and after such Order is issued a reference to the reissued Order should be made in the draft at page 5 ante in place of the H.D. Order No. S.D. III/671-XXII-B dated the 26th February 1950.

Additional Secretary to Government
Legal Department,

U.R. to H.D.No. 4683 Dated 5th April 1950.

SSM /22/6/56.

Legal Department.

A revised draft Notification is sent herewith.

Additional Secretary to Government

U.R. to H.D. No. 5929 Dated the 17th April 1950.

SSM /22/6/56.

NOTIFICATION.

Home Department (Political),

Bombay Castle, April 1950.

Preventive Detention Act, 1950.

No. - In pursuance of sub-section (2) of section 12 of the Preventive Detention Act, 1950 (IV of 1950), the Government of Bombay is pleased to nominate Shri V. B. Wasoodew for the purposes of the said sub-section (2).

By order of the Governor of Bombay,

Secretary to Government.

SSM / 22/6/56.

Office of the R.L.A.

A revised draft notification is sent herewith.

2. It is presumed that Shri Dikshit possesses the qualifications as required by section 8.

Remembrancer of Legal Affairs.

U.R. to H.D. (Political), No. 281-Confl, Dated the 24thApril 1950.

SSM / 22/6/56.

No.

Home Department (Political),

Bombay Castle April 1950.

Prevention Detention Act, 1950.

NOTIFICATION-

In exercise of the powers conferred by sectiinn 8 of the Preventive Detention Act, 1950 (IV of 1950), the Government of Bombay is pleased-

(1) to contitute an Advisory Board for the purposes of the said Act, and

(2) to appoint Shri K.B.Wassudew and Shri R.S. Dikshit on the said Board.

By order of the Governor of Bombay,

Secretary to Government.

SSM /22/6/56.

Legal Department.

The draft Order as slightly amended is in order.

Clause 3(f) - The definition of "Security Prisoner" has been suitably revised to make it clear that the Order applies to persons detained by the State Government or officers subordinate to it.

Additional Secretary to Government.

U.R. to H.D. (Political) Confl. No. 327, Dated 16th May, 1950.

SSM /22/6/56.

CONFIDENTIAL. Legal Department.

Section 12 does not describe what action should be taken by Government after a case has been reviewed in consultation with a person referred to therein. Sub-section (1) of section 12, however, provides that any person detained may be detained without obtaining the opinion of the Advisory Board for a period not longer than three months but not exceeding one year from the date of detention. In view of this provision the order to be made after a case has been reviewed may be in the following form:-

"The case of ----------having been reviewed by Government in consultation with ----------, the Government has come to the conclusion that -------- ------ -- should further be detained."

Additional Secretary to
Government.

U.R. to H.D. (Spl) No. 785-Confl. Dated the 27th Oct., 1950.

SSM /22/6/56.

Office of the R.L.A.

Two revised draft Orders are sent herewith.

Remembrancer of Legal Affairs.

U.R. to H.D. No. 17183 , Dated the 5th December, 1950.

SSM /22/6/56.

Home Department (Political)

Bombay Castle, December 1950.

O R D E R.

Preventive Detention Act, 1950 (IV of 1950)

No. S.D. III/1042-E/15674.- In exercise of the powers conferred by section 4 of the Preventive Detention Act, 1950 (IV of 1950), the Government of Bombay is pleased to amend Government Order in the Home Department (Political), No. S.D. III-1042-A/9628, dated the 26th June 1950, as follows:-

In the said order the following shall be added at the end:-

"Government is further pleased to direct that a person who is detained in one of the places mentioned above may be removed to and detained in any other of the aforesaid place by an order of the Inspector General of Prisons, State of Bombay."

By order of the Governor of Bombay,

Secretary to Government.

SSM /22/6/56.

O R D E R.

In pursuance of Government Order in the Home Department (Political), No. S.D.III/1042-A/9628, dated the 26th June 1950., I hereby direct that the person known as .....
detained under Order No.....dated.....
.....Issued by the District Magistrate,/Commissioner of Police, Bombay, under the Preventive Detention Act, 1950, shall be removed to .....Prison and detained therein.

Inspector General of Prisons,
State of Bombay.

Dated at on the day of 1950.

SSM /22/6/56.

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